Case 3:08-cr-00656-W Document 5 Filed 03/06/2098 Page 1 of 2 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 SOUTHERN DISTRICT OF CALIFORNIA Oりじ Case No. UNITED STATES OF AMERICA, 10 Plaintiff, $\underline{\mathtt{I}} \ \underline{\mathtt{N}} \ \underline{\mathtt{F}} \ \underline{\mathtt{O}} \ \underline{\mathtt{R}} \ \underline{\mathtt{M}} \ \underline{\mathtt{A}} \ \underline{\mathtt{T}} \ \underline{\mathtt{I}} \ \underline{\mathtt{O}} \ \underline{\mathtt{N}}$ 11 v. Title 8, U.S.C., Sec. 1325 -Illegal Entry (Misdemeanor); JOSUE MARTINEZ-CASTRO, 12 Title 8, U.S.C., Sec. 1325 -Illegal Entry (Felony) 13 Defendant. 14 15 The United States Attorney charges: 16 Count 1 17 On or about _, within the Southern District of California, defendant JOSUE MARTINEZ-CASTRO, being an 18 alien, unlawfully entered or attempted to enter the United States at 19 a time and place other than as designated by immigration officers, and 20 eluded examination and inspection by immigration officers, and 21 attempted to enter or obtained entry to the United States by a 22 willfully false or misleading representation or 23 the willful concealment of a material fact; in violation of Title 8, United States 24 Code, Section 1325, a misdemeanor. 25 26 // 27 // 28 // JDM:mg:San Diego 2/12/08

Count 2

On or about February 8, 2008, within the Southern District of California, defendant JOSUE MARTINEZ-CASTRO, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact and previously committed the offense of illegal entry, as alleged in Count 1; all in violation of Title 8, United States Code, Section 1325, a felony.

DATED: 3/6/08

KAREN P. HEWITT United States Attorney

JEFFREY D. MOORE
Assistant U.S. Attorney